

HOUSE BILL No. 1376

DIGEST OF INTRODUCED BILL

Citations Affected: IC 25-2.5-2.

Synopsis: Licensing of acupuncturists. Provides that an individual is not required to comply with certain requirements for the licensing and practice of acupuncture. Establishes certain alternative requirements for the licensing and practice of acupuncture. Requires the medical licensing board to establish rules for continuing education requirements for renewal of an acupuncturist license.

Effective: July 1, 2005.

Klinker, Wolkins, Micon

January 13, 2005, read first time and referred to Committee on Public Health.

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Introduced

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1376

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 25-2.5-2-1 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 1. **(a)** Except as
3 provided in section 3 of this chapter, to qualify for a license under this
4 article, an individual must satisfy the following requirements:

5 (1) Complete an application for licensure in accordance with the
6 rules adopted by the board.

7 (2) Pay the fees established by the board.

8 (3) Not have been convicted of a crime that has a direct bearing
9 on the applicant's ability to practice competently as determined by
10 the board.

11 (4) Not have had disciplinary action taken against the applicant or
12 the applicant's license by the board or by the licensing agency of
13 another state or jurisdiction by reason of the applicant's inability
14 to safely practice acupuncture with the reasons for discipline still
15 being valid as determined by the board or by a national
16 certification agency.

17 (5) **Except as provided in subsection (b), show to the**



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satisfaction of the board that the applicant has:

(A) current active status as a diplomate in acupuncture of the National Certification Commission for Acupuncture and Oriental Medicine;

(B) successfully completed a three (3) year postsecondary training program or acupuncture college program that:

(i) is accredited by;

(ii) is a candidate for accreditation by; or

(iii) meets the standards of;

the National Accreditation Commission for Schools and Colleges of Acupuncture and Oriental Medicine; and

(C) successfully completed a clean needle technique course approved by the National Certification Commission for Acupuncture and Oriental Medicine.

(b) To qualify for a license under this article, an individual is not required to comply with the requirements of subsection (a)(5) if the individual:

(1) complies with the other requirements for licensure under this article;

(2) has successfully completed a postgraduate degree in acupuncture that:

(A) is accredited by;

(B) is a candidate for accreditation by; or

(C) meets the standards of;

the National Accreditation Commission for Schools and Colleges of Acupuncture and Oriental Medicine; and

(3) has completed training requirements established by the board that are equivalent to the clean needle technique course approved by the National Certification Commission for Acupuncture and Oriental Medicine.

(c) The board shall adopt rules under IC 4-22-2 to establish training requirements under subsection (b)(3) that are equivalent to the clean needle technique course approved by the National Certification Commission for Acupuncture and Oriental Medicine as approved by the board.

SECTION 2. IC 25-2.5-2-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) A license issued by the board expires on the date established by the bureau under IC 25-1-5-4 in each even-numbered year.

(b) To renew a license, an acupuncturist must:

(1) pay a renewal fee not later than the expiration date of the license; and

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(2) submit proof: ~~of:~~

(A) of current active licensure in acupuncture by the National Certification Commission for Acupuncture and Oriental Medicine; **or**

(B) **that the acupuncturist has completed the continuing education requirements established under subsection (c).**

(c) The board shall adopt rules under IC 4-22-2 to establish continuing education requirements for renewal of a license under this section.

SECTION 3. IC 25-2.5-2-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 7. (a) This section may not be construed to prohibit licensed acupuncturists from practicing auricular acupuncture.

(b) An individual who is not an acupuncturist licensed under this article may practice auricular acupuncture for the purpose of treating alcoholism, substance abuse, or chemical dependency if the individual:

(1) provides the board with documentation of successful completion of a board approved training program in acupuncture for the treatment of alcoholism, substance abuse, or chemical dependency that meets or exceeds the standards of training set by the National Acupuncture Detoxification Association;

(2) provides the board with documentation of successful completion of a clean needle technique course **or equivalent training as established by the board under section 1(c) of this chapter;**

(3) provides auricular acupuncture services within the context of a state, federal, or board approved alcohol, substance abuse, or chemical dependency program under the supervision of a licensed acupuncturist; and

(4) maintains the ethical standards under this article and under rules adopted by the board.

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